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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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| | : | |
| UNITED STATES OF AMERICA | : | <u>ORDER</u> |
| | : | |
| - v. - | : | 21 Cr. 575 (VM) |
| | : | |
| ARACELIS SOSA-URENA, | : | |
| | : | |
| Defendant. | : | |
| | : | |
| - - - - - | X | |

VICTOR MARRERO, U.S.D.J.:

On November 12, 2021, Aracelis Sosa-Urena ("Sosa-Urena") filed a letter motion for release on the basis that conditions could be imposed to mitigate her flight risk. (See Dkt. No. 28.) After reviewing Sosa-Urena's motion, as well as the relevant factual material in the record, the Court hereby DENIES Sosa-Urena's motion for conditional release.

On September 9, 2021, Magistrate Judge Moses ordered that Sosa-Urena be detained because she posed an acute flight risk. (See Dkt. No. 20 at 28.) Specifically, Judge Moses based her finding on Sosa-Urena's three removals from the United States, including one after a prison sentence for illegal entry and one where she used a fake passport. (See id. at 28-29.) Given Sosa-Urena's history, Judge Moses found that "there are no conditions" to "'reasonably assure'" that Sosa-Urena would appear at future court proceedings. (See id. at 29).

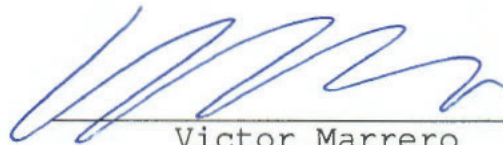
On October 7, 2021, Sosa-Urena filed a motion for release

from custody. (See Dkt. No. 14.) Judge Netburn denied the motion on the basis that Sosa-Urena remained a flight risk. (See Dkt. No. 24.) Sosa-Urena appealed Judge Netburn's order (see Dkt. No. 23), and this Court affirmed the finding. (See Dkt. No. 25.)

The Court concludes that Sosa-Urena's present motion presents no new facts or arguments to warrant a different outcome from the Court's previous denial of her release. The Magistrate Court considered imposing conditions as an alternative to detention and concluded no condition could mitigate Sosa-Urena's flight risk. (See Dkt. No. 20 at 29.) This Court has already found no compelling reason to upset this conclusion. (See Dkt. No. 25.) Additionally, Sosa-Urena's arguments that release is "necessary for her efficient preparation for trial, [to] stabilize her family and to enable her to pursue her pending applications and petitions before the United States Citizenship and Immigration Service" do not change the Court's determination that Sosa-Urena is a flight risk warranting detention. Therefore, the Court denies Sosa-Urena's motion for conditional release.

SO ORDERED:

DATE: _____
New York, New York
15 November 2021



Victor Marrero
U.S.D.J.